

Message Text

UNCLASSIFIED

PAGE 01 LIMA 07211 101627Z

64

ACTION ARA-10

INFO OCT-01 ISO-00 SP-02 USIA-15 AID-05 EB-07 NSC-05

CIEP-02 TRSE-00 SS-15 STR-04 OMB-01 CEA-01 CIAE-00

COME-00 FRB-01 INR-07 NSAE-00 XMB-04 OPIC-06 LAB-04

SIL-01 L-03 PA-02 PRS-01 /097 W

----- 073170

R 101435Z AUG 76

FM AMEMBASSY LIMA

TO SECSTATE WASHDC 1330

INFO AMEMBASSY BOGOTA

AMEMBASSY CARACAS

AMEMBASSY LA PAZ

AMEMBASSY QUITO

AMEMBASSY SANTIAGO

UNCLAS LIMA 7211

EO 11652: NA

TAGS: ECIN

SUBJ: ANDEAN PACT - LANGUAGE ADDED TO ADDITIONAL PROTOCOL

REF: LIMA 7167, STATE 196807

1. IN EXPLAINING THEIR REFUSAL TO AGREE TO THE ADOPTION OF
THE ADDITIONAL PROTOCOL HERE LAST WEEK, THE CHILEAN REP CITED
THE ADDITION OF A FOURTEENTH ARTICLE WHICH CHANGED THE NATURE
OF THE PROTOCOL AND WOULD REQUIRE NEW APPROVAL BY THE COMMISSION.
TEXT AND INFORMAL TRANSLATION OF THE OPERATIVE PARAGRAPH OF
THAT ARTICLE FOLLOW.

2. "SI DENTRO DE UN PLAZO DE SESENTA DIAS CONTADOS A PARTIR DE
ESTA FECHA NO HAGIERE ENTRADO EN VIGOR ESTE PROTOCOLO DE
CONFORMIDAD CON LO DISPUESTO EN EL PARRAFO ANTERIOR, LOS
ESTADOS QUE LO HUBIEREN FIRMADO Y RATIFICADO ACORDARAN
CON AQUELLOS QUE NO LO HUBIEREN HECHO, EL TRATAMIENTO
Y FORMA DE APLICACION DE LOS DERECHOS Y OBLIGACIONES
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EMANADOS DEL ACUERDO DE CARTAGENA. ASIMISMO, LOS PAISES

QUE HAYAN FIRMADO Y RATIFICADO ESTE PROTOCOLO, ACORDARAN
SU ENTRADA EN VIGOR."

3. "IF WITHIN A PERIOD OF 60 DAYS FROM THIS DATE, THIS
PROTOCOL HAS NOT ENTERED INTO FORCE IN CONFORMITY WITH
THE PROVISION OF THE PRECEDING PARAGRAPH, THE STATES
WHICH HAVE SIGNED AND RATIFIED IT WILL REACH AGREEMENT
WITH THOSE WHO HAVE NOT DONE SO, ON THE TREATMENT AND
FORM OF APPLICATION OF THE RIGHTS AND OBLIGATIONS STEMMING
FROM THE CARTAGENA AGREEMENT. LIKEWISE THE COUNTRIES
WHICH HAVE ALREADY SIGNED AND RATIFIED WILL AGREE ON
ITS ENTRY IN FORCE."

4. THE LANGUAGE IS UNDERSTANDABLY VAGUE ON THE CONSEQUENCES
IN CASE THE SIGNERS ARE UNABLE TO REACH AGREEMENT WITH
CHILE AFTER 60 DAYS.

SMITH

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NNN

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04 MAY 2006

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